IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

-

**WRIT PETITION NO : 13329 of 2000**

Between:

M/s. Sri Kanaka Mahalaxmi Lorry Supply Office,

Per its Proprietor, B.Saibabu, S/o.Dharma Rao,

Aged 52 years, Business, R/o.H.No.12-1,

Arunodaya Nagar, Hayatnagar, R.R. District.

**..... PETITIONER**

AND

1. The Divisional Manager, Telecommunication,

   Suryalok Complex, Abids, Hyderabad.

2. The Sub-Divisional Officer, Telephones,

   Vanasthalipuram, R.R. District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ/order/direction declaring the action of the respondents herein in abruptly disconnecting the telephone connection to the premises of the petitioner firm situated at Dr.No.12-1, Arunodaya Nagar, Hayatnagar, R.R. District, without any

prior notice as arbitrary, illegal and violative of principles of natural justice, as such the petitioner firm prays that this Hon'ble Court may be pleased to issue directions to the respondents to restore the telephone connection immediately since the petitioner firm is put to great inconvenience for their business activity and pass such other / orders as this Hon'ble Court may deem fit and proper in the interest of justice.

**Counsel for the Petitioner :MR. N.VENKATA RAYUDU**

**Counsel for the Respondents : MR. ANDAPALLI SANJEEV KUMAR, Addl. Standing Counsel**

**The Court made the following :**

**THE HON'BLE MS. JUSTICE G.ROHINI**

**WRIT PETITION NO.13329 OF 2000**

**ORAL ORDER:**

This writ petition is filed seeking a declaration that the action of the respondents in disconnecting the telephone connection to the premises of the petitioner firm situated at Dr.No.12-1, Arunodaya Nagar, Hayatnagar, R.R. District as arbitrary and illegal.

By virtue of the interim orders granted by this Court on 24-07-2000, the telephone connection of the petitioner was restored pending further orders in the writ petition.

Having heard the learned Counsel for both the parties, the Writ Petition is disposed of granting liberty to the petitioner to work out the remedy as available under Section 7-B of The Indian Telegraphs Act, 1885 (for short, 'the Act'). If any application is made by the petitioner before the competent authority seeking reference to the Arbitrator as provided under Section 7-B of the Act within a period of four weeks from today, the same shall be considered and the dispute be referred to the Arbitrator in accordance with law. Till the completion of the proceedings before the Arbitrator, the petitioner's telephone connection shall not be disconnected.

The Writ Petition is accordingly disposed of. No costs.

25th November, 2004.

Gbs

To

1.The Divisional Manager, Telecommunication,
Suryalok Complex, Abids, Hyderabad.

2.The Sub-Divisional Officer, Telephones,
Vanasthalipuram, R.R. District.

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